

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-versus-

STEVEN DONZIGER,

Defendant.

19-CR-561 (LAP)

11-CV-691 (LAK)

ORDER

LORETTA A. PRESKA, SENIOR UNITED STATES DISTRICT JUDGE:

The Court is in receipt of Mr. Garbus's e-mails, attached as Exhibits A and B to this order, about his representing Mr. Donziger. Mr. Garbus may continue to represent Mr. Donziger and will receive ECF notifications so long as his notice of appearance remains active. Mr. Garbus is advised that any further substantive communications about this case must be in the form of letters filed on ECF, not e-mails to Chambers.

**SO ORDERED.**

Dated: September 4, 2020  
New York, New York



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LORETTA A. PRESKA, U.S.D.J.

## Exhibit A

**From:** Garbus, Martin <[mgarbus@offitkurman.com](mailto:mgarbus@offitkurman.com)>  
**Sent:** Thursday, September 3, 2020 10:29:57 PM  
**To:** Benjamin Albert <[Benjamin\\_Albert@nysd.uscourts.gov](mailto:Benjamin_Albert@nysd.uscourts.gov)>  
**Cc:** Rita M. Glavin <[glavin@sewkis.com](mailto:glavin@sewkis.com)>  
**Subject:**

Dear Ben

Can you forward this to Judge Preska

Dear Judge Preska

Your order of this evening concerning me has just been brought to my attention.

There is no way that I can participated in this trial. I will not repeat our past communications.  
I withdraw my notice of appearance

Thank you

Respectfully  
Martin Garbus

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## Exhibit B

**From:** Garbus, Martin <[mgarbus@offitkurman.com](mailto:mgarbus@offitkurman.com)>  
**Sent:** Thursday, September 3, 2020 11:10:36 PM  
**To:** Benjamin Albert <[Benjamin\\_Albert@nysd.uscourts.gov](mailto:Benjamin_Albert@nysd.uscourts.gov)>  
**Cc:** Rita M. Glavin <[glavin@sewkis.com](mailto:glavin@sewkis.com)>  
**Subject:**

Ben  
Can you deliver this to Judge Preska

Dear Judge Preska

I believe Mr Donziger should have counsel available to him to speak on his behalf as we go through this pre trial period.

I was prepared to do that for I thought we understood that I would not participate in any trial now being sought

If that is incorrect, and if withdrawing my notice of appearance is necessary to end that possibility, and the court prefers that I withdraw my notice of appearance, I of course shall withdraw the notice.

I prefer otherwise but it seems my present understandings and thoughts are not the path this Court wishes to follow.

Respectfully  
Martin Garbus

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